

## Regulatory Language

### Subsection (b)(91.1) of Section 7.50 is amended as follows:

(91.1) Anadromous Waters of the Klamath River Below Iron Gate Dam (Lower Klamath River Basin). The regulations in this subsection apply only to waters of the Klamath River system which are accessible to anadromous salmonids. They do not apply to waters of the Klamath River which are inaccessible to anadromous salmon and trout, for example, portions of the Klamath River system upstream from Iron Gate Dam, portions of the Trinity River system above Lewiston Dam, and the Shasta River and tributaries above Dwinnel Dam. Fishing in these waters is governed by the General Regulations for non-anadromous waters of the North Coast District (see Section 7.00(a)(5)).

#### (A) Hook and Weight Restrictions.

1. Only barbless hooks may be used.
2. Definitions of Gap: For the purposes of this section, "gap" means the distance measured from the point of a hook to the shank.
3. Maximum Gaps and Gear Rigging.
  - a. No person shall use any single hook with a gap greater than 1 inch or any multiple hook with a gap greater than 3/4 inch.
  - b. It is unlawful to use any hook which is directly or indirectly attached closer than 18 inches to any weight exceeding 1/2 ounce.
  - c. It is unlawful to use any multiple hook or more than one single hook on non-buoyant lures exceeding one ounce.
  - d. It is unlawful to use any weight attached directly below a hook.
4. During closures to the take of adult salmon, anglers shall not remove any adult Chinook salmon from the water by any means, such as by dragging the fish on shore or using a net.

#### (B) General Area Closures.

1. No fishing is allowed within 750 feet of any Department of Fish and Game fish-counting weir.
2. No fishing is allowed from the Ishi Pishi Falls road bridge upstream to and including Ishi Pishi Falls from ~~Aug. 15 through Nov. 1~~ August 15 through December 31.  
Exception: members of the Karuk Indian Tribe listed on the current Karuk Tribal Roll may fish at Ishi Pishi Falls using hand-held dip nets.
3. No fishing is allowed from ~~Sept. 15 through Nov. 15~~ September 15 through December 31 in the Klamath River within 500 feet of the mouths of the Salmon, the Shasta and the Scott rivers.

#### ~~(C) Klamath River Basin General Seasons and Bag and Possession limits.~~

- ~~1. All anadromous waters of the Klamath River Basin are closed to all fishing all year, except those listed in subsection (b)(91.1)(E) below.~~
- ~~2. Trout.~~
  - ~~a. Except for brown trout, the trout daily bag limit is 1 hatchery trout or 1 hatchery steelhead\*\*.~~
  - ~~b. The brown trout daily bag limit is 5 brown trout.~~
  - ~~c. The brown trout possession limit is 10 brown trout.~~

### 3. Salmon.

~~a. All Chinook salmon are subject to the quotas and size restrictions listed in subsection (b)(91.1)(D).~~

~~b. Unless otherwise noted in subsections (b)(91.1)(D) or (b)(91.1)(E), the salmon daily bag limit is 3 Chinook salmon, of which no more than 2 may be over 22 inches total length when the take of salmon over 22 inches total length is allowed.~~

~~c. No more than 4 Chinook salmon over 22 inches total length may be retained in any 7 consecutive days when the take of salmon over 22 inches total length is allowed.~~

~~d. No more than 12 Chinook salmon may be possessed, of which no more than 4 may be over 22 inches total length when the take of salmon over 22 inches total length is allowed.~~

#### (C) Klamath River Basin Possession Limits.

##### 1. Trout Possession Limits.

a. The brown trout possession limit is 10 brown trout.

b. The hatchery trout or hatchery steelhead possession limits are as follows:

(i) Klamath River - 1 hatchery trout or hatchery steelhead.

(ii) Trinity River - 4 hatchery trout or hatchery steelhead.

##### 2. Chinook Salmon Possession Limits.

a. Klamath River from January 1 to August 14 and the Trinity River from January 1 to August 31.

(i) 2 Chinook salmon.

b. Klamath River from August 15 to December 31 and Trinity River from September 1 to December 31.

(i) 9 Chinook salmon. No more than 6 Chinook salmon over 22 inches total length may be retained when the take of salmon over 22 inches total length is allowed.

#### (D) Klamath River Basin Chinook Salmon Quotas.

The Klamath River fall Chinook salmon take is regulated using quotas. Accounting of the tribal and non-tribal harvest is closely coordinated from August 1 through November 30 15 through December 31 each year. These quota areas are noted in subsection (b)(91.1)(E) with "Fall Run Quota" in the *Open Season and Special Regulations* column.

##### 1. Quota for Entire Basin.

The ~~2007~~2008 Klamath River Basin quota is ~~40,600~~ 22,500 Klamath River fall Chinook salmon over 22 inches total length. The department shall inform the commission, and the public via the news media, prior to any implementation of restrictions triggered by the quotas. (NOTE: A Department status report on progress toward the quotas for the various river sections is updated weekly, and available at 1-800-564-6479.)

##### 2. Sub Quota Percentages.

a. The sub quota for the Klamath River upstream of the Highway 96 Bridge at Weitchpec and the Trinity River is 50% of the total Klamath River Basin quota.

(i) The sub quota for the Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec is 17% of the total Klamath River Basin quota.

(ii) The sub quota for the Trinity River main stem from the Old Lewiston Bridge to Cedar Flat is 16.5% of the total Klamath River Basin quota

(iii) The sub quota for the Trinity River main stem from Hawkins Bar to the confluence with the Klamath River is 16.5% of the total Klamath River Basin quota

b. The sub quota for the Klamath River downstream of the Highway 96 bridge at Weitchpec is 50% of the total Klamath River Basin quota.

(i) The sub quota for the Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth) is 15% of the total Klamath River Basin quota taken downstream of the Highway 101 bridge. (Note: This provision only applies if the department projects that the total Klamath River Basin quota will be met.)

a. Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec.

(i) No Chinook salmon over 22 inches total length may be retained from April 1 through August 31.

(ii) No Chinook salmon over 22 inches total length may be retained from September 1 to November 30, 2007 after the sub quota has been met.

Exception: Chinook salmon over 22 inches total length may be retained from 3,500 feet downstream of Iron Gate Dam to the Interstate 5 bridge when the department determines that the adult fall-run Chinook salmon spawning escapement at Iron Gate Hatchery exceeds 8,000 fish.

b. Klamath River Downstream of the Highway 96 bridge at Weitchpec.

(i) No Chinook salmon over 22 inches total length may be retained from August 15 to November 30, 2007 after the sub quota has been met.

(ii) Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth): This area will be closed to all fishing after the sub quota has been met.

c. Trinity River main stem from the Old Lewiston Bridge to the Highway 299 West Bridge at Cedar Flat.

(i) No Chinook salmon over 22 inches total length may be retained from September 15 through November 30, 2007 after the sub quota has been met.

Exception: Chinook salmon over 22 inches total length may be retained downstream of the Old Lewiston Bridge to the mouth of Indian Creek when the department determines that the adult fall-run Chinook salmon spawning escapement at Trinity River Hatchery exceeds 4,800 fish.

d. Trinity River main stem from the Highway 299 West bridge at Cedar Flat downstream to the Hawkins Bar Bridge (Road to Denny).

(i) Closed to all fishing from September 1 through November 30.

e. Trinity River main stem from Hawkins Bar Bridge (Road to Denny) downstream to the mouth of the South Fork Trinity River.

(i) No Chinook salmon over 22 inches total length may be retained from September 1 through November 30, 2007 after the sub quota has been met.

f. Trinity River main stem from the mouth of the South Fork Trinity River downstream to the confluence with the Klamath River.

(i) No Chinook salmon over 22 inches total length may be retained from April 1 through August 31.

(ii) No Chinook salmon over 22 inches total length may be retained from September 1 to November 30, 2007 after the sub quota has been met.

(E) Special Fishing Restrictions for Waters of the Klamath River Basin including Seasons and Bag Limits. Bag limits are for trout and salmon in combination unless otherwise specified.

<i>Body of Water</i>	<i>Open Season and Special Regulations</i>	<i>Daily Bag Limit</i>
1. Bogus Creek and tributaries.	Fourth Saturday in May through Aug. 31. Only artificial lures with barbless hooks may be used.	0
2. Klamath River main stem from 3,500 feet downstream of Iron Gate Dam to mouth.	All year.	See subsections (b)(91.1)(D)1.a. and (b)(91.1)(D)1.b. for salmon restrictions. See subsection (b)(91.1)(C)2. for trout bag limits.
3. Salmon River main stem, main stem of North Fork downstream of Sawyer's Bar Bridge, and main stem of South Fork downstream of the confluence of the East Fork of the South Fork.	Nov. 1 through Feb. 28.	0
4. Scott River main stem from mouth to Fort Jones Greenview bridge.	Fourth Saturday in May through Feb. 28.	0
5. Shasta River main stem from Interstate 5 bridge north of Yreka to the mouth.	Fourth Saturday in May through Aug. 31 and Nov. 16 through Feb. 28.	0
6. Trinity River and tributaries.		
a. Trinity River main stem from 250 feet downstream of Lewiston Dam to Old Lewiston bridge.	Apr. 1 through Sept. 15. Only artificial flies with barbless hooks may be used.	0
b. Trinity River main stem from Old Lewiston bridge to the Highway 299 West bridge at Cedar Flat.	All year.	See subsection (b)(91.1)(D)1.c. for salmon restrictions. See subsection (b)(91.1)(C)2. for trout bag limits.
c. Canyon Creek above the falls located about four miles above the wilderness area boundary.	Last Saturday in Apr. through Nov. 15.	2
d. Trinity River main stem from the Highway 299 West bridge at Cedar Flat downstream to the Hawkins	Dec. 1 through Aug. 31.	See subsection (b)(91.1)(D)1.d. for salmon restrictions.

Bar Bridge (Road to Denny).		See subsection (b)(91.1)(C)2. for trout bag limits.
e. New River main stem from the confluence of the East Fork downstream to the mouth.	Sept. 15 through Nov. 15. Only artificial lures with barbless hooks may be used.	0
f. Trinity River main stem from Hawkins Bar Bridge (Road to Denny) to the mouth of the South Fork Trinity River.	All year.	See subsection (b)(91.1)(D)1.e. for salmon restrictions. See subsection (b)(91.1)(C)2. for trout bag limits.
g. Trinity River main stem from the mouth of the South Fork Trinity River downstream to the confluence with the Klamath River.	All year.	See subsection (b)(91.1)(D)1.f. for salmon restrictions. See subsection (b)(91.1)(C)2. for trout bag limits.
h. Hayfork Creek main stem, from Highway 3 bridge in Hayfork downstream to the mouth.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used.	0
i. South Fork Trinity River from the mouth of Grouse Creek to the South Fork Trinity River bridge at Hyampom.	Nov. 1 through Mar. 31.	0 Chinook salmon See subsection (b)(91.1)(C)2. for trout bag limits.
j. South Fork Trinity River downstream from the mouth of Grouse Creek.	Fourth Saturday in May through Mar. 31.	0 Chinook salmon See subsection (b)(91.1)(C)2. for trout bag limits.

(E) Klamath River Basin Open Seasons and Bag Limits.

All anadromous waters of the Klamath River Basin are closed to all fishing for all year except those areas listed in the following table. Bag limits are for trout and Chinook salmon in combination unless otherwise specified.

<u>Body of Water</u>	<u>Open Season and Special Regulations</u>	<u>Daily Bag Limit</u>
1. Bogus Creek and tributaries.	Fourth Saturday in May through August 31. Only artificial lures with barbless hooks may be used.	0

<u>2. Klamath River main stem from 3,500 feet downstream of Iron Gate Dam to mouth.</u>		
<u>a. Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec.</u>	<u>January 1 to August 14.</u>	<u>0 Chinook salmon</u> <u>1 hatchery trout or</u> <u>hatchery steelhead**</u>
	<u>Fall Run Quota</u> <u>August 15 to December</u> <u>31, 2008.</u>	<u>3 Chinook salmon -</u> <u>only 2 fish over 22</u> <u>inches total length until</u> <u>sub quota is met, then</u> <u>0 fish over 22 inches</u> <u>total length.</u> <u>1 hatchery trout or</u> <u>hatchery steelhead**</u>
	<u>Fall Run Quota Exception: Chinook salmon over</u> <u>22 inches total length may be retained from 3,500</u> <u>feet downstream of Iron Gate Dam to the</u> <u>Interstate 5 bridge when the department</u> <u>determines that the adult fall-run Chinook salmon</u> <u>spawning escapement at Iron Gate Hatchery</u> <u>exceeds 8,000 fish.</u>	
<u>b. Klamath River downstream of the Highway 96 bridge at Weitchpec.</u>	<u>January 1 to August 14.</u>	<u>2 Chinook salmon</u> <u>1 hatchery trout or</u> <u>hatchery steelhead**</u>
	<u>Fall Run Quota</u> <u>August 15 to December</u> <u>31, 2008.</u>	<u>3 Chinook salmon -</u> <u>only 2 fish over 22</u> <u>inches total length until</u> <u>sub quota is met, then</u> <u>0 fish over 22 inches</u> <u>total length.</u> <u>1 hatchery trout or</u> <u>hatchery steelhead**</u>
	<u>Fall Run Quota Exception: Spit Area (within 100</u> <u>yards of the channel through the sand spit</u> <u>formed at the Klamath River mouth). This area</u> <u>will be closed to all fishing after the sub quota</u> <u>has been met.</u>	
<u>3. Salmon River main stem, main stem of North Fork downstream of Sawyer's Bar Bridge, and main stem of South Fork downstream of the confluence of the East Fork of the South Fork.</u>	<u>November 1 through</u> <u>February 28.</u>	<u>0</u>
<u>4. Scott River main stem downstream from Fort Jones- Greenvew Bridge to the confluence</u>	<u>Fourth Saturday in May</u> <u>through February 28.</u>	<u>0</u>

<u>with the Klamath River.</u>		
<u>5. Shasta River main stem downstream from the Interstate 5 bridge north of Yreka to the confluence with the Klamath River.</u>	<u>Fourth Saturday in May through August 31 and November 16 through February 28.</u>	<u>0</u>
<u>6. Trinity River and tributaries.</u>		
<u>a. Trinity River main stem downstream from 250 feet below Lewiston Dam to the Old Lewiston bridge.</u>	<u>April 1 through August 31. Only artificial flies with barbless hooks may be used.</u>	<u>0</u>
<u>b. Trinity River main stem downstream from the Old Lewiston Bridge to the Highway 299 West Bridge at Cedar Flat.</u>	<u>January 1 to August 31.</u>	<u>2 Chinook salmon</u> <u>5 brown trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota September 1 through December 31, 2008.</u>	<u>3 Chinook salmon - only 2 fish over 22 inches total length until sub quota is met, then 0 fish over 22 inches total length.</u> <u>5 brown trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota Exception: Chinook salmon over 22 inches total length may be retained downstream of the Old Lewiston Bridge to the mouth of Indian Creek when the department determines that the adult fall-run Chinook salmon spawning escapement at Trinity River Hatchery exceeds 4,800 fish.</u>	
<u>c. Canyon Creek above the falls located about four miles above the wilderness area boundary.</u>	<u>Last Saturday in April through November 15.</u>	<u>2</u>
<u>d. Trinity River main stem downstream from the Highway 299 West bridge at Cedar Flat to the Hawkins Bar Bridge (Road to Denny).</u>	<u>January 1 through August 31.</u>	<u>2 Chinook salmon</u> <u>5 brown trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>September 1 through December 31.</u>	<u>Closed to all fishing.</u>
<u>e. New River main stem downstream from the confluence of the East Fork to the confluence with the Trinity River.</u>	<u>September 15 through November 15. Only artificial lures with barbless hooks may be used.</u>	<u>0</u>

<u>f. Trinity River main stem downstream from the Hawkins Bar Bridge (Road to Denny) to the mouth of the South Fork Trinity River.</u>	<u>January 1 to August 31.</u>	<u>2 Chinook salmon</u> <u>5 brown trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota</u> <u>September 1 through</u> <u>December 31, 2008.</u>	<u>3 Chinook salmon -</u> <u>only 2 fish over 22</u> <u>inches total length until</u> <u>sub quota is met, then</u> <u>0 fish over 22 inches</u> <u>total length.</u> <u>5 brown trout</u> <u>2 hatchery trout or</u> <u>hatchery steelhead**</u>
<u>g. Trinity River main stem downstream from the mouth of the South Fork Trinity River to the confluence with the Klamath River.</u>	<u>January 1 to August 31.</u>	<u>0 Chinook salmon</u> <u>5 brown trout</u> <u>2 hatchery trout or</u> <u>hatchery steelhead**</u>
	<u>Fall Run Quota</u> <u>September 1 to</u> <u>December 31, 2008.</u>	<u>3 Chinook salmon -</u> <u>only 2 fish over 22</u> <u>inches total length until</u> <u>sub quota is met, then</u> <u>0 fish over 22 inches</u> <u>total length.</u> <u>5 brown trout</u> <u>2 hatchery trout or</u> <u>hatchery steelhead**</u>
<u>h. Hayfork Creek main stem downstream from Highway 3 bridge in Hayfork to the confluence with the South Fork Trinity River.</u>	<u>November 1 through</u> <u>March 31. Only artificial</u> <u>lures with barbless</u> <u>hooks may be used.</u>	<u>0</u>
<u>i. South Fork Trinity River downstream from South Fork Trinity River Bridge at Hyampom to the confluence with the Trinity River.</u>	<u>November 1 through</u> <u>March 31.</u>	<u>0 Chinook salmon</u> <u>2 hatchery trout or</u> <u>hatchery steelhead**</u>

\*\* Hatchery trout or steelhead are those showing a healed adipose fin clip (adipose fin is absent). Unless otherwise provided, all other trout and steelhead must be immediately released. Wild trout or steelhead are those not showing a healed adipose fin clip.

NOTE:

Authority cited: Sections 200, 202, 205, 215, 220, 240, 315 and 316.5, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215 and 316.5, Fish and Game Code.